

than one third of the crew of the ship or aircraft shall be punished by imprisonment of from six months to three years, if they :

(1) disobey an order of the commander, collectively or upon previous agreement;

(2) collectively start tumultuous demonstrations.

Any person who, at the first approach, carries out the order or desists from participating in the demonstration shall be subject only to punishment for any offense already committed if it constitutes a different offense.

*Art. 1106.* (Aggravating circumstances.) The imprisonment shall be from one to five years :

(1) if the offense provided for in the preceding Article was committed under conditions which make it impossible to have recourse to the police;

(2) if, in the event provided for in (1) of the preceding Article, the order concerns a service connected with the safety of navigation, or, if the act has been committed with the aim of interrupting navigation, to change the route or jeopardize the safety of the ship or the aircraft, or their respective cargoes;

(3) if, in the case provided for in (2) of the preceding Article any of the persons was obviously armed or the act was carried out with threats.

For leaders, organizers and promoters, the punishment shall be increased up to one third.

*Art. 1107.* (Failure to intervene in order to prevent a crime.) A crew member of a ship or aircraft who, finding himself present when acts of threat and violence are committed against his superior while in the discharge of one of his duties, fails to assist or help him, shall be punished by imprisonment of up to one year or by a fine of up to 5,000 liras.

Any crew member of a ship or aircraft who, finding himself present when the acts described in Article 1105 occurs, does not use all means in his power to break up a meeting or impede a demonstration shall be subject to the same punishment.

*Art. 1108.* (Plot against the commander.) The crew members of a ship or an aircraft who, numbering three or more, agree to commit a crime against the life, personal safety, individual freedom or exercise of the powers of the commander, shall be punished by imprisonment for up to four years if the crime has not been completed.

For the promoters and organizers, the punishment shall be increased up to one third.

A crew member who, having learned about such agreement, fails to notify the commander, shall be punished by imprisonment of up to one year.

In any case, the penalty shall be less than one half of that established for the crime to which the agreement refers.

*Art. 1109.* (Failure to repatriate citizens (nationals).) The commander of a ship bound for a port of the Kingdom who, without a justified reason fails to comply with the request of a consular authority to transport nationals according to Article 197, shall be punished by imprisonment of up to six months or by a fine of up to three thousand liras.